

## **AGENDA**

### **TROY CITY COUNCIL**

June 5, 2000- 7:30 P.M.  
Council Chambers - City Hall  
500 West Big Beaver

### **INVOCATION**

Pastor Reverend Sarhad Jammo  
Parish St. Joseph Catholic Chaldean Parish

### **ROLL CALL**

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b) Michigan Municipal League Presentation of Loss Control Achievement Award to the City of Troy	

### **PUBLIC HEARINGS**

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### **CONSENT AGENDA**

**The consent agenda includes items of a routine nature and will be approved with one motion. That motion will approve the recommended action for each item on the consent agenda. Any Council Member may remove an item from the consent agenda and have it considered as a separate item. A member of the audience who wishes to speak in opposition to the recommended action for any given consent agenda item may do so with the approval of a majority vote of City Council. Any item so removed from the consent calendar shall be considered after other items on the consent business portion of the agenda have been heard. (Rules of Procedure for the City Council, Article 10, as amended April**

12, 1999.)

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#### **REGULAR BUSINESS**

**Persons interested in addressing City Council on items, which appear on the printed Agenda, may do so at the time the item is discussed. For those addressing City Council, time may be limited to not more than twice nor longer than five (5) minutes on any question, unless so permitted by the Chair, in accordance with the *Rules of Procedure of the City Council*, Article 12, as amended April 12,, 1999.**

**Persons interested in addressing City Council on items which are not on the printed Agenda may do so under the last item of the Regular Business (F) Section.**

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**Any person not a member of the Council may address the Council with the permission of the Mayor, after clearly stating the nature of his/her inquiry. Any such matter may be deferred to another time or referred for study and recommendation upon the request of any one Council Member except that by a majority vote of the Council Members elect,**

**said matter may be acted upon immediately. The Mayor may require that such inquiries or comments be heard at such time as the related subject may appear on the prepared Agenda. No person not a member of the Council shall be allowed to speak more than twice or longer than five (5) minutes on any question, unless so permitted by the Chair. The Council may waive the requirements of this section by a majority of the Council Members elect. (*Rules of Procedure for the City Council*, Article 12, as amended April 12, 1999.)**

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**ADJOURN**

**Call to Order:**

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**Invocation and Pledge of Allegiance:**

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**Roll Call:**

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Mayor Jeanne M. Stine  
Henry W. Allemon  
Thomas S. Kaszubski  
Martin F. Howrylak  
Anthony N. Pallotta  
Louise E. Schilling  
John R. Stevens

**Minutes:**

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**A-1**

Regular Meeting – May 15, 2000  
Study Session - May 22, 2000

Suggested Resolution

Resolution #2000-

Moved by:

Seconded by:

RESOLVED, that the minutes of the Regular Meeting of May 15, 2000 and the Study Session of May 22, 2000, be approved.

Yes:

No:

**Presentations:**

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**A-2**

**(a)** Introduction of Jeannine Kufra, Athens High Student

**(b)** Michigan Municipal League Presentation of Loss Control Achievement Award to the City of Troy

**PUBLIC HEARINGS**

**Proposed Rezoning - East Side of Rochester and South of South Boulevard, Section 2, from R-1D to O-1**

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**C-1**Suggested Resolution

Resolution #2000-

Moved by:

Seconded by:

**(a) Resolution to Approve as requested by Petitioner**

RESOLVED, that the request to rezone a 2.5 acre parcel on the east side of Rochester Road, south of South Boulevard, from R-1D to O-1 (Office Building) is hereby approved, as requested by the petitioner.

OR

**(b) Resolution to Deny as Recommended by Staff and Planning Commission**

RESOLVED, that the request to rezone a 2.5 acre parcel on the east side of Rochester Road, south of South Boulevard, from R-1D to O-1 (Office Building) be denied, as recommended by the City Staff and the Planning Commission.

Yes:

No:

**Proposed Rezoning - South Side of Big Beaver and West of John R,  
Section 26 from M-1 to R-C (Z-664)****C-2****Suggested Resolution**

Moved by:

Seconded by:

**(a) Table Action as Recommended by City Staff**

RESOLVED, that the request for the rezoning of a 15.8 acre parcel having 822 feet of frontage on the south side of Big Beaver, west of John R, from M-1 (Light Industrial) to R-C (Research Center) be tabled, until the August 7, 2000 Regular Meeting, in order to enable additional input and recommendations from the Planning Commission regarding appropriate Master Plan and Zoning Ordinance Text Amendments.

OR

**(b) Approve as Requested by the Petitioners and as Recommended by the Planning Commission**

RESOLVED, that the request for the rezoning of a 15.8 acre parcel having 822 feet of frontage on the south side of Big Beaver, west of John R, from M-1 (Light Industrial) to R-C (Research Center) be approved as requested by the petitioners, and in accordance with the recommendation of the Planning Commission.

OR

**(c) Alternate Staff Recommendation to Approve**

RESOLVED, that with the action to approve this M-1 to R-C Rezoning Request, the Planning Commission is requested to review and revise the Master Plan, and Zoning Ordinance provisions as necessary, in order to properly provide for Research Uses as a part of Troy's Planned Light Industrial Areas. Such recommendation to be presented to City Council within 60 days.

OR

**(d) Deny the Rezoning Request**



RESOLVED, that the request for the rezoning of a 15.8 acre parcel having 822 feet of frontage on the south side of Big Beaver west, of John R, from M-1 (Light Industrial) to R-C (Research Center) be denied, as such rezoning is in conflict with the intent of the Master Land Use Plan.

Yes:

No:

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**SA 99.117.1 - Forthton Special Assessment****C-3**Suggested Resolution

Moved by:

Seconded by:

WHEREAS, the City Council has caused Special Assessment Roll No. 99.117.1 to be prepared for the purpose of defraying the Special Assessment District's portion of the following described public improvement in the City of Troy;

Bituminous pavement with underdrains, on Forthton Street, west of Livernois, through Lots 26 & 47.

AND WHEREAS, the City Council and the City Assessor have met after due legal notice and have reviewed said Special Assessment Roll and have heard all persons interested in said Special Assessment Roll appearing at said hearing;

AND WHEREAS, the City Council is satisfied with said Special Assessment Roll as prepared by the City Assessor;

NOW, THEREFORE BE IT RESOLVED, that Special Assessment Roll No. 99.117.1 in the amount of \$25,325.00 is hereby confirmed as prepared by the City Assessor, a copy of which shall be attached to, and become a part of the minutes of this meeting.

Yes:

No:

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**Proposed Rezoning - West Side of Dequindre and South of South Boulevard, Section 1, from R-1D to C-F & E-P****C-4**Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that properties totaling approximately 19 acres in area and having approximately 667 feet of frontage on the west side of Dequindre south of South Boulevard be rezoned from R-1D to C-F (Community Facilities) and E-P (Environmental Protection), in accordance with the zoning pattern as presented on this date, which involves E-P zoning on the southernmost 100 foot portion of the subject property and the southerly 200 foot portion of the westernmost 100 foot portion of the property, in accordance with the recommendation of the City Staff and the Planning Commission.

Yes:

No:

**CONSENT AGENDA**

The Consent Agenda includes items of a routine nature and will be approved with one motion. That motion will approve the recommended action for each item on the Consent Agenda. Any Council Member may remove an item from the Consent Agenda and have it considered as a separate item. *A member of the audience who wishes to speak in opposition to the recommended action for any given Consent Agenda item may do so with the approval of a majority vote of City Council.* Any item so removed from the Consent Agenda shall be considered after other items on the consent portion of the agenda have been heard. *(Rules of Procedure for the City Council, Article 10, as amended April 12, 1999.)*

**Approval of Consent Agenda****E-1**Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that all items as presented on the Consent Agenda are hereby approved as presented with the exception of Item(s) \_\_\_\_\_, which shall be considered after Consent Agenda (E) items, as printed.

Yes:

No:

**Bid Award - Turfgrass Chemical Products for 2000****E-2**Suggested Resolution

RESOLVED, that contracts to purchase 2000 seasonal requirements of Turfgrass Chemical products at an estimated total cost of \$103,302.15 are hereby awarded to the lowest acceptable bidders as follows:

<b><u>BIDDERS</u></b>	<b><u>ITEMS</u></b>
Turfgrass Incorporated of South Lyon	9, 13
United Horticultural Supply of Linden	1, 3, 6, 10,11,15,16,21
Pro Source One of Oakley, MI	4
Lesco Incorporated of Rocky River, OH	7,12,17,20
Carso, Incorporated of Camargo, IL	2,5,8,14,18,19
Green and Grow Incorporated of Sterling Heights	22,23,24,25,26,27,28,29, 30,31,32,33,34,35

at unit prices contained in the bid tabulation dated May 4, 2000, a copy of which shall be attached to the original minutes of this meeting.

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**Bid Award - Type "K" Copper Tubing****E-3**Suggested Resolution

RESOLVED, that a contract for Type "K" Copper Tubing is hereby awarded to Etna Supply Company, the low bidder, for a total cost of \$20,221.54 at unit prices contained in the bid tabulation opened May 19, 2000, a copy of which shall be attached to the original minutes of this meeting.

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**Schedule a Public Hearing for Transfer of Industrial Facilities Exemption Certificates (IFEC) from E G & G Automotive Research to Defiance Testing and Engineering Services, Inc. on July 10, 2000****E-4**Suggested Resolution

RESOLVED, that a Public Hearing is hereby established for July 10, 2000 to consider a request to transfer four Industrial Facilities Exemption Certificates (#'s 87-538-01, 95-513-1, 95-514-02, and 97-776-01) from E G & G Automotive Research to Defiance Testing and Engineering Services, Inc.

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**Bid Award - 35,000 GVW Sign Truck With Accessories / Less Trade-in****E-5**Suggested Resolution

RESOLVED, that a contract to purchase one sign truck with accessories is hereby awarded to the lowest bidder meeting specifications, Bill Wink Chevrolet at a cost of \$120,910.00 less trade-in of \$7,500.00 for a total cost of \$113,410.00.

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**Request from Smith Middle School for Suspension of Parking Restrictions on Donaldson - June 9, 2000 for a Program to be Held Between the Hours of 12:15 P.M. and 3:30 P.M.****E-6**Suggested Resolution

RESOLVED, that the request from Smith Middle School, 5835 Donaldson, for suspension of street parking restrictions on the non-fire hydrant (west) side of Donaldson, for a program to be held between the hours of 12:15 P.M. and 3:30 P.M. in conjunction with their Annual 8<sup>th</sup> Grade Promotion Ceremony on June 9, 2000, be hereby approved.

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**Bid Award – Reprographic System – Kip 2950****E-7**Suggested Resolution

RESOLVED, that a contract to purchase one (1) Reprographic System with stand is hereby awarded to the low bidder, Entire Reproduction & Supply Company at an

estimated cost of \$42,090.00, which includes a three (3) year maintenance contract estimated at \$2,200.00 per year, to begin after the one year warranty period; and

BE IT FURTHER RESOLVED, that supplies may be purchased as needed, at a discount of 15% off list prices contingent upon contractor submission of properly executed bid and contract documents, including insurance certificates and all specified requirements.

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**Closed Session**
**E-8**Suggested Resolution

RESOLVED, that the City Council of the City of Troy shall meet in Closed Session as permitted by State Statute MCLA 15.268, Sections 8 (d), and (h) (material exempt from discussion or disclosure under the Michigan Freedom of Information Act), after adjournment of this meeting.

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**Budgeted Act 51 Transfer**
**E-9**Suggested Resolution

WHEREAS, Public Act 51 of 1951, as amended, allows for the transfer of up to 25% of Major Street Fund revenue to the Local Street Fund;

RESOLVED, that the Finance Department is authorized to transfer up to 25% of Major Street Fund revenue to the Local Street Fund, in accordance with the adopted 1999-2000 budget.

### REGULAR BUSINESS

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**Nominations/Appointments to Boards and Committees: (a) CATV  
Advisory Committee; (b) Personnel Board; (c) Historical Commission -  
Student Representative**
**F-1****(a) CATV Advisory Committee**

One vacancy exists due to the resignation of Jack Schram.

Suggested Resolution

Moved by:

Seconded by:

The following persons are hereby nominated by members of the City Council, as indicated to serve on this committee:

Nominee

Nominated By

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

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Yes:

No:

(b) **Personnel Board**

One vacancy exists due to the death of Peter Biglin.

Suggested Resolution

Moved by:

Seconded by:

The following persons are hereby nominated by members of the City Council, as indicated to serve on this committee:

Nominee

Nominated By

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(c) **Historical Commission - Student Representative**

Suggested Resolution

Moved by:

Seconded by:

The following persons are hereby nominated by members of the City Council, as indicated to serve on this committee:

Nominee

Nominated By

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Yes:

No:

**Approval of City of Troy Downtown Development Authority Annual  
Budget for Fiscal Year 2000-2001**

**F-2**

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that the Annual Budget of the Downtown Development Authority of the City of Troy for Fiscal Year July 1, 2000, through June 30, 2001, is hereby approved.

Yes:

No:

**Request for Approval to Set a Public Hearing Date for the Brownfield  
Redevelopment Plan #1 - Grand/Sakwa, Inc.**

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**F-3**

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that the Troy City Council approve the Public Hearing date and Notice for the Brownfield Redevelopment Plan #1, to be held on July 10, 2000 at 7:30 p.m. at which time Troy City Council will consider the plan.

Yes:

No:

**Tentative Preliminary Plat Approval for Meadow Creek Subdivision -  
West Side of Evanswood, North of Square Lake - Section 1**

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**F-4**

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that Tentative Approval be granted to the Preliminary Plat of Meadow Creek Subdivision, on the west side of Evanswood, north of Square Lake in Section 1, as recommended by City Management and the Planning Commission.

Yes:

No:

**Consent Judgment - Site Plan Approval - North Side of Big Beaver, East  
of John R - Section 24 (SP-719)**

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**F-5**

Proposed Resolution as recommended by City Management and Planning Commission

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that the City Council hereby approves the Site Plan for an office building on a 200 foot frontage parcel on the north side of Big Beaver east of John R., in accordance with the provisions of the Consent Judgment entered in the zoning litigation, Harvey S. Fink v City of Troy.

Yes:

No:

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**Reconsideration of the Sale of Long Lake Remnant Parcel Section 9;  
Parts of Lots 3 & 4, Two Acres Farms Subdivision**

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F-6

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that the City Council of the City of Troy hereby approves the sale of the City Remnant parcel which is part of #88-476-010 and -011, and which is part of Lots 3 and 4, Two Acre Farms Subdivision, for \$250,000.00, the approved value as determined by the Real Estate and Development Department, to Estate Millcreek, L.L.C. as outlined in the Agreement to Purchase (plus closing costs); and

BE IT RESOLVED, that the City will reimburse to the purchaser 50% of their Donald Weime appraisal fee upon submission of verification; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized to execute the Warrant Deed, with a copy of the Purchase Agreement attached, on behalf of the City, a copy of which shall be attached to and made part of the original minutes of this meeting.

Yes:

No:

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**Resolution Authorizing Preliminary Expenditures and Declaring Intention  
to be Reimbursed from Proceeds of Troy Municipal Building Authority  
Bonds**

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F-7

Suggested Resolution

Moved by:

Seconded by:

WHEREAS, this City Council has determined and does hereby reaffirm that a need exists in the City of Troy (the "City") for a municipal golf course in Section 1 of the City for educational and recreational public use; and

WHEREAS, this City Council has determined, and does hereby reaffirm, that it is advisable for the City to acquire certain real property in Section 1 of the City (the "Property") to be used together with other real property adjacent thereto already owned by the City, and to develop, acquire, construct, furnish and equip an eighteen (18) hole municipal golf course and related site improvements thereon, including but not limited to, parking facilities, a clubhouse, putting greens, a driving range and a practice facility, together with appurtenant properties and facilities necessary or convenient for the effective use thereof (hereinafter sometimes referred to as the "Project"); and

WHEREAS, the total cost of the Project is estimated to be the sum of Nine Million Dollars (\$9,000,000), which will include the costs of acquisition of the Project as well as related legal and financing costs and contingencies; and

WHEREAS, Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended,

("Act 31") provides, through the procedures of building authority financing, a means for the acquisition and financing of the Project; and

WHEREAS, the City, in accordance with the provisions of said Act 31, has previously adopted Articles of Incorporation and has established the Troy Municipal Building Authority (the "Authority"), with full powers to acquire and finance the Project; and

WHEREAS, this City Council has determined it to be in the best interest of the City to acquire the Project through the Authority, and to finance the Project by means of the issuance of bonds by the Authority, in one or more series, in accordance with the provisions of said Act 31; and

WHEREAS, prior to issuance of said bonds, the Authority and/or the City must either receive prior approval to issue the Bonds from the Michigan Department of Treasury ("Treasury") or be exempt from prior approval as provided in Chapter III, Section 11 of the Municipal Finance Act, Act 202, Public Acts of Michigan, 1943, as amended ("Act 202"); and

WHEREAS, in order to be exempt from prior approval, the Authority and/or the City must notify Treasury of its intent to issue the Bonds and must pay the filing fees required by the aforesaid Act 202; and

WHEREAS, the City has determined that certain preliminary expenditures are required in connection with the acquisition and development of the Project including, but not limited to, expenditures for acquisition of the Property, expenditures for preliminary site preparation and expenditures for certain preliminary engineering and design services (hereinafter sometimes referred to collectively as the "Preliminary Expenditures"); and

WHEREAS, the City now wishes to authorize the Preliminary Expenditures, to be paid by the City on behalf of the Authority; and

WHEREAS, the City intends at this time to state its intention to be reimbursed from proceeds of the bonds to be issued by the Authority for any Preliminary Expenditures undertaken by the City for the aforescribed Project prior to issuance of the bonds; and

WHEREAS, the City Council desires to make certain declarations for the purpose of complying with the reimbursement rules of Treas. Reg. §1.150 pursuant to the Internal Revenue Code of 1986, as amended.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Council hereby determines it to be advisable for the City to acquire the Property in order to facilitate the acquisition and development of the proposed Project.
2. This City Council deems it to be in the best interest of the City to finance the cost of acquisition of the Property and the development and acquisition of the proposed Project through the Authority in accordance with the provisions of the aforesaid Act 31, including issuance by the Authority of bonds, in one or more



series, in the aggregate principal amount of not to exceed Nine Million Dollars (\$9,000,000) (the "Bonds").

3. The City Council does hereby authorize the Preliminary Expenditures to be paid by the City on behalf of the Authority.
4. The City makes the following declarations for the purpose of complying with the reimbursement rules of Treas. Reg. §1.150-2 pursuant to the Internal Revenue Code of 1986, as amended:
  - (a) As of the date hereof, the City reasonably expects to be reimbursed for the expenditures described in (b) below with proceeds of debt to be incurred by the Authority.
  - (b) The expenditures described in this paragraph (b) are for costs related to the Project, which were or will be paid subsequent to sixty (60) days prior to the date hereof.
  - (c) The maximum principal amount of debt expected to be issued for the Project, including issuance costs, is \$9,000,000.
  - (d) A reimbursement allocation of the expenditures described in (b) above with the proceeds of the borrowing described herein will occur not later than 18 months after the later of (i) the date on which the expenditure is paid, or (ii) the date the Project is placed in service or abandoned, but in no event more than three (3) years after the original expenditure is paid. A reimbursement allocation is an allocation in writing that evidences the City's use of the proceeds of the debt to be issued for the Project to reimburse the City for a capital expenditure made pursuant to this resolution.
  - (e) The expenditures described in (b) above are "capital expenditures" as defined in Treas. Reg. §1.150-1(b), which are any costs of a type which are properly chargeable to a capital account (or would be so chargeable with a proper election or with the application of the definition of "placed in service" under Treas. Reg. §1.150-2(c)) under general federal income tax principles (as determined at the time the expenditure is paid).
  - (f) No proceeds of the borrowing paid to the City as reimbursement pursuant to this resolution will be used in a manner described in Treas. Reg. §1.150-2(h) with respect to abusive uses of such proceeds, including, but not limited to, using funds corresponding to the proceeds of the borrowing in a manner that results in the creation of replacement proceeds (within Treas. Reg. §1.148-1) within one year of the reimbursement allocation described in (d) above.
  - (g) Expenditures for the Project to be reimbursed from the proceeds of the borrowing for purposes of this resolution do not include costs for the issuance of the debt or an amount not in excess of the lesser of

\$100,000 or five (5%) percent of the proceeds of the borrowing, or preliminary expenditures not exceeding twenty (20%) percent of the issue price of the borrowing, within the meaning of Treas. Reg. §1.150-2(f) (such preliminary expenditures include architectural, engineering, surveying, soil testing and similar costs incurred prior to construction of any improvements that are part of the Project, but do not include land acquisition, site preparation, and similar costs incident to commencement of such construction).

5. The City Manager and/or the Assistant City Manager/Finance & Administration or either of them be and are hereby authorized on behalf of the City to file an application for prior approval to issue the Bonds and any applicable waivers necessary with Treasury, or if applicable file a Notice of Intent to Issue an Obligation for an exception from prior approval and pay the fee related thereto.
6. The City acknowledges and approves the appointment of Miro Weiner & Kramer, A Professional Corporation, as bond counsel.
7. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Yes:

No:

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**Act 51/Michigan Transportation Fund****F-8**Suggested Resolution

Moved by:

Seconded by:

WHEREAS, Currently state revenue collected from State Fuel Taxes, vehicle registration fees and other sources are deposited in the Michigan Transportation Fund (MTF), which funds the building and maintenance of our road systems, and Public Act 51 (PA 51) governs the distribution of these funds sunsets on September 30, 2000 and

WHEREAS, the City of Troy has several concerns regarding the funding of our roads, some of which include the inadequacy of current road funding, maintaining at a minimum the current distribution of funding among the state, counties, and cities and villages, and ensuring that a minimum of 25% of federal funds go to local road agencies involved in the MTF;

NOW BE IT THEREFORE RESOLVED, that employment-generated traffic volumes be a major criterion in the formula for distribution of Michigan Transportation Funds.

BE IT FURTHER RESOLVED, that this resolution be sent to Governor John Engler, Senator Shirley Johnson, and Representatives Robert Gosselin and John Pappageorge.

Yes:

No:

**Traffic Committee Recommendations: (a) Table Discussion on the Staff Study of the Possibility of Prohibiting Right Turns on Red From 7-8 A.M. on Southbound John R to Westbound Wattles (b) Establish Restricted Parking Zone in a 150-foot area at 2908 and 2988 Parliament; (c) Establish Fire Lanes/Tow Away Zones at 2001 West Maple Road** F-9

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The minutes for the Traffic Committee containing these recommendations can be found under G.2. of this Agenda

**(a) Table Discussion on the Staff Study of the Possibility of Prohibiting Right Turns on Red From 7-8 A.M. on Southbound John R to Westbound Wattles**

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that staff study the possibility of prohibiting right turns on red from 7-8 a.m. on southbound John R to westbound Wattles.

BE IT FURTHER RESOLVED, that staff study the possibility of prohibiting left turns out of the Athens driveway onto Wattles.

BE IT FURTHER RESOLVED, that further discussion of the issue be tabled until after the School Board discusses the improvements suggested by Dr. Abraham and the Traffic Committee.

Yes:

No:

**(b) Establish Restricted Parking Zone in a 150-foot area at 2908 and 2988 Parliament**

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Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that Traffic Control Order No. 00- P is hereby approved for the restriction of parking in a 150-foot area in front of 2980 and 2988 Parliament, as recommended by the Traffic Committee.

Yes:

No:

**(c) Establish Fire Lanes/Tow Away Zones at 2001 West Maple Road**

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that Traffic Control Order No. 00- MR is hereby approved for the establishment of Fire Lanes/Tow Away Zones at 2001 West Maple Road, as recommended by the Traffic Committee.

Yes:

No:

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**Bid Waiver – Exterior Renovation of Caswell House****F-10**Suggested Resolution

Moved by:

Seconded by:

WHEREAS, no bids were received to furnish all labor, materials, and equipment to Renovate the Exterior of Caswell House; and

WHEREAS, a survey was conducted to determine the reasons for the “no bid” situation: and

WHEREAS, Akins Construction, Inc. indicated a significant change in material costs from those originally estimated, and

WHEREAS, Akins Construction, Inc. has experience in working with historical structures and given the limited number of equally qualified contractors; and

WHEREAS, it is the determination of the City Manager and City Council of the City of Troy that no benefit would result for the City to solicit additional sealed bids;

NOW, THEREFORE, BE IT RESOLVED, that additional formal bidding procedures are hereby waived, and a contract is hereby awarded to Akins Construction, Inc. to furnish all labor, materials, and equipment to Renovate the Exterior of Caswell House at an estimated cost of \$33,640 for Phase I; and

BE IT FURTHER RESOLVED, that a contract for Phase II be awarded to Akins Construction Inc. to start after July 1, 2000 at an estimated cost of \$28,244 with authorization for additional work, if required but could not be foreseen, at the cost of materials plus \$65.00 per hour for labor, not to exceed 10% of the estimated totals for each fiscal year.

Yes:

No:

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**Bid Waiver - Caswell House Heating & Cooling - Ratification of Informal Telephone Quotation****F-11**Suggested Resolution

Moved by:

Seconded by:

WHEREAS, informal quotations were taken for a furnace and Unico Air Conditioning system in the Caswell House since the work was estimated to be under \$10,000; and

WHEREAS, a sole quotation was received in the amount of \$9,998 from Ventcraft Heating and Cooling, Inc.; and

WHEREAS, during the project, additional work was required due to the historic nature of the structure and complications encountered; and

WHEREAS, it is the determination of the City Manager and City Council of the City of Troy that no benefit would result to the City to solicit additional sealed bids;

NOW, THEREFORE, BE IT RESOLVED, that formal bidding procedures are hereby waived and the contract is confirmed to provide a furnace and air conditioning system in the Caswell House of the Troy Museum and Historic Village at a total cost of \$10,561.

Yes:

No:

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**Final Plat Approval -Lamb's Other End Subdivision - West Side of  
Livernois, South of South Boulevard (North of Melanie) - Section 4**

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**F-12**

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that Final Approval of the Plat for Lamb's Other End Subdivision, located south of South Boulevard, west of Livernois, in Section 4, is hereby granted.

Yes:

No:

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**Civic Center Site Plan Recommendations Relative to: 1) Obtaining  
Proposal for Hotel, Conference Center, and Amenity Retail; 2) Authorize  
Rossetti Associates to Work with Developer Submitting Proposal**

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**F-13**

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that staff is hereby authorized to seek a preliminary concept proposal from Liberty Property Trust, the Marriott Corporation, and Ford & Earl, regarding the development of a conference center/hotel/amenity retail complex involving their properties and potentially a portion of the abutting City-owned property. This proposal is intended to determine whether City Council will authorize further negotiations with the three property owners, or whether proposal should be requested from others for development of these elements of the Civic Center project.

Yes:

No:

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**Design Services, Section 36 Storm Sewer - Project No. 00.301.5,  
Minnesota, Lovington to Dashwood**

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**F-14**

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that Hubbell, Roth & Clark, Inc., in accordance with the General Engineering Services agreement and the memorandum dated May 26, 2000, for Design Services for the design of the Section 36 storm sewer improvement project on Minnesota, Lovington to Dashwood, Project No. 00.301.5, is hereby approved and Hubbell, Roth & Clark is hereby authorized to begin with the design at a not-to-exceed fee of \$24,000.00. The funds for the design services will be paid for with Community Development Block Grant Funds reserved for the storm sewer projects in Section 36.

Yes:

No:

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**Altair Engineering**

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**F-15**

Suggested Resolution

Moved by:

Seconded by:

WHEREAS, in order to receive MEGA incentives, Altair Engineering must receive a local commitment to their proposed project,

NOW, THEREFORE, BE IT RESOLVED, that the City of Troy offers as an incentive to Altair Engineering a commitment to include the City's local share of the widening of Big Beaver Road from Rochester to Dequindre at a value of \$866,000.00 for right-of-way and design, which will provide for expanded access to the entrance to the industrial Park. The City also will contribute to the extension of Bellingham an amount of \$40,000.00 and expanded erosion control for the McCulloch Drain. The total value of this commitment is over \$900,000.00.

Yes:

No:

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**Application for 2 Outdoor Service Permits by Joseph Koolisky's L.L.C.**

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**F-16**

Suggested Resolution

Moved by:

Seconded by:

RESOLVED, that the request for Joseph Koolisky's, L.L.C. to add two (2) new Outdoor

Service permits to be held in conjunction with 2000 Class C licensed business with Entertainment Permit and Official permit (Food), located at 1835 E. Big Beaver Rd., Troy, MI 48083, Oakland County, be considered for approval

Yes:

No:

### **COUNCIL COMMENTS**

### **COUNCIL REFERRALS**

### **VISITORS**

Any person not a member of the Council may address the Council with the permission of the Mayor, after clearly stating the nature of his/her inquiry. Any such matter may be deferred to another time or referred for study and recommendation upon the request of any one Council Member except that by a majority vote of the council Members elect, said matter may be acted upon immediately. The Mayor may require that such inquiries or comments be heard at such time as the related subject may appear on the prepared Agenda. No person not a member of the Council shall be allowed to speak more than twice or longer than five (5) minutes on any question, unless so permitted by the Chair. The Council may waive the requirements of this section by a majority of the Council Members elect. *(Rules of Procedure for the City Council, Article 12, as amended April 12, 1999).*

### **REPORTS AND COMMUNICATIONS**

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#### **Council Referrals**

**G-1**

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#### **Minutes - Boards and Committees**

**G-2**

- a) Downtown Development Authority - February 16, 2000
- b) Planning Commission - April 4, 2000 Study Session
- c) Planning Commission - April 11, 2000
- d) Planning Commission - May 2, 2000 Study Session
- e) Advisory Committee for Senior Citizens - May 4, 2000
- f) Employees Retirement System Board of Trustees - May 10, 2000
- g) Library Advisory Board - May 11, 2000
- h) Parks and Recreation Advisory Board - May 11, 2000
- i) Troy Safety Committee - May 11, 2000
- j) Historic District Commission - May 16, 2000
- k) Board of Zoning Appeals - May 16, 2000
- l) Traffic Committee - May 17, 2000
- m) Troy Liquor Advisory Committee - May 22, 2000
- n) Drainage Board for the North Arm Relief Drain - May 23, 2000

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#### **Department Reports**

**G-3**

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#### **Announcements of Public Hearings:**

**G-4**

- a) Commercial Vehicle Appeal - 3750 Finch Road - June 19, 2000
- b) Proposed Street Easement Vacation - South End of Daley, South of Big Beaver, Sec. 26 - June 19, 2000
- c) Proposed Rezoning Request - West Side of Rochester, North of Trinway Section 10 from R-1C to R-M - June 19, 2000
- d) Proposed Zoning ordinance Text Amendment - Restaurant/Support Use Access in RC Districts - June 19, 2000

<b>Proposed Proclamations</b>	<b>G-5</b>
<b>Communication from I.C.A.R.E. Requesting Agenda Position for a Representative to Speak at the Next City Council Meeting</b>	<b>G-6</b>
<b>Golf Course Development Proposal</b>	<b>G-7</b>
<b>Banners</b>	<b>G-8</b>
<b>The Civic Center Site - Performing Arts Center</b>	<b>G-9</b>
<b>Resolution from Parks &amp; Recreation Board, Re: Activity In Section 36</b>	<b>G-10</b>
<b>Letter of Appreciation to Gary Shripka from Jill Fox</b>	<b>G-11</b>
<b>Report from Carol Anderson Regarding Teen Usage at the Aquatic Center</b>	<b>G-12</b>
<b>Letter of Appreciation to Gary Shripka from Brad &amp; Melody Griffin</b>	<b>G-13</b>
<b>Irrigation</b>	<b>G-14</b>
<b>Recommendation - Mini Library</b>	<b>G-15</b>
<b>Letter of Appreciation to Captain Ed Murphy from John E. Bell, Jr., Special Agent in Charge, Federal Bureau of Investigations</b>	<b>G-16</b>
<b>Petition Requesting to Close Three Curb Cuts from St. Thomas More Church to Timberwyck and Red Fox Trail</b>	<b>G-17</b>
<b>Letter of Appreciation to Police Department from Lawrence R. Porte, Special Agent in Charge, Secret Service</b>	<b>G-18</b>
<b>Letter of Appreciation to Sgt. Robert Redmond and Officer Kathy McCabe from Wilma L. Davis</b>	<b>G-19</b>
<b>Memorandum from City Attorney Martin, Re: Vecore v. City of Troy and Sylvan Glen</b>	<b>G-20</b>



<b>Community Center Documentary</b>	<b>G-21</b>
<b>Letter from Shifman &amp; Carlson, P.C., Re: 12 Towns Relief Drain and SOCSDS Improvements/Apportionment</b>	<b>G-22</b>
<b>Report on Superelevation of Northbound Rochester Road</b>	<b>G-23</b>
<b>Notice of Meeting from Oakland County Drain Commissioner Regarding Intra-County Drain Apportionment</b>	<b>G-24</b>
<b>Drain Restoration</b>	<b>G-25</b>
<b>Review of Duplex Printing</b>	<b>G-26</b>
<b>Letter from Jack W. Turner Regarding Veterans Memorial Committee Approval of Concept #4</b>	<b>G-27</b>
<b>Resolution from the Village of Beverly Hills, Re: George W. Kuhn Drainage District</b>	<b>G-28</b>
<b>Letter from John Abraham, Ph.D., P.E. to William Welch, Re: Maple Road Development</b>	<b>G-29</b>
<b>Letter from Jonathan Bulkley and Charles Moon, Re: Agenda for the Hearing: Theodore Levin U.S. Court House, Detroit, Michigan, 10:00 am, June 6, 2000</b>	<b>G-30</b>
<b>Letter from Sharon &amp; Keith Koerber, Re: Commercial Vehicle Appeal - 6892 Coolidge</b>	<b>G-31</b>

Respectfully submitted,

John Szerlag, City Manager